

2026 Regular Session

HOUSE BILL NO. 882

BY REPRESENTATIVE MUSCARELLO

ADVERTISING: Provides for the control of outdoor advertising

1 AN ACT

2 To amend and reenact R.S. 48:461.4(A)(3)(b) and (B), relative to outdoor advertising signs;
3 to provide for the spacing and composition requirements of outdoor advertising
4 signs; to increase the distance between certain outdoor advertising signs; to authorize
5 the rebuild, enhancement, or re-permitting of certain outdoor advertising signs
6 damaged or destroyed by an act of God; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 48:461.4(A)(3)(b) and (B) are hereby amended and reenacted to read
9 as follows:

10 §461.4. Recognition of customary uses; construction standards

11 A. Notwithstanding any other provisions of this Part, outdoor advertising
12 shall be permitted in areas zoned industrial or commercial and in unzoned
13 commercial and industrial areas as hereafter defined, including all land, buildings,
14 or other structures controlled, owned, or operated by the state, or any political
15 subdivision, or any public entity thereof, provided they are located in zoned or
16 unzoned commercial or industrial areas and meet the size, lighting, and spacing
17 requirements as set forth in the "Federal-State Agreement For Carrying Out National
18 Policy Relative to Control of Outdoor Advertising in Areas Adjacent to the National
19 System of Interstate and Defense Highways and the Federal-Aid Primary System",

1 subject to the following regulations which are declared to be consistent with
2 customary use in this state:

3 * * *

4 (3) Spacing of signs

5 * * *

6 (b)(i) No two sign structures facing in the same direction subject to
7 regulations under this Part shall be spaced less than ~~one hundred fifty~~ one thousand
8 feet apart unless separated by a building, structure, or roadway, ~~except that no~~
9 ~~outdoor advertising sign shall be permitted within one thousand feet of any other~~
10 ~~permitted outdoor advertising sign along, and on the same side of, an interstate~~
11 ~~highway, excluding official and "on premise" signs as defined in Section 131(c) of~~
12 ~~Title 23, United States Code.~~

13 (ii) No outdoor advertising sign shall be permitted within one thousand feet
14 of any other permitted outdoor advertising sign along, and on the same side of, any
15 interstate highway, freeway, or non-freeway on the Federal-Aid Primary System or
16 the National Highway System, excluding official and "on-premise" signs as provided
17 in 23 CFR Part 750.105.

18 (iii) Any outdoor advertising sign for which a permit was lawfully issued on
19 or after January 1, 2010, that was damaged or destroyed in full or in part by an act of
20 God may be rebuilt, enhanced, or re-permitted.

21 * * *

22 B. The department, however, is authorized to modify, vary or supplement the
23 above restrictions if necessary to comply with the standards approved by the
24 Congress of the United States and to ~~insure~~ ensure that the department will receive
25 the maximum amount of federal-aid funds as provided in the Federal Highway
26 Beautification Act of 1965.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 882 Reengrossed

2026 Regular Session

Muscarello

Abstract: Increases spacing requirements for outdoor advertising signs. Authorizes rebuilding, enhancing, or re-permitting of certain damaged signs.

Present law (R.S. 48:461.4(A)(3)(b)(i)) prohibits two sign structures facing the same direction subject to regulations under present law from being spaced less than 150 ft. apart unless separated by a building, structure, or roadway. Further prohibits an outdoor advertising sign from being permitted within 1000 ft. of any other permitted outdoor advertising sign on the same side of an interstate highway, except for official and "on premise" signs as defined in federal law.

Proposed law modifies present law by increasing the minimum spacing between two outdoor signs from 150 ft. to 1,000 ft. Requires the spacing requirement apply to any interstate highway, freeway, or non-freeway on the Federal Aid Primary System and National Highway System, excluding official and "on-premise" signs as provided in federal law.

Proposed law requires that any outdoor advertising sign lawfully permitted on or after Jan. 1, 2010, that was damaged by an act of God may be rebuilt, enhanced, or re-permitted.

Present law (R.S. 48:461.4(B)) authorizes the Dept. of Transportation and Development to modify, vary, or supplement restrictions in present law if necessary to comply with the standards approved by the U.S. Congress and to insure that the dept. will receive the maximum amount of federal-aid funds as provided in the Federal Hwy. Beautification Act of 1965.

Proposed law changes present law from "insure" to "ensure".

(Amends R.S. 48:461.4(A)(3)(b) and (B))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Make technical changes.
2. Remove "to prohibit signs made of wooden materials" and "to provide for the erection, maintenance, and construction of such signs" from the title.
3. Add "to authorize the rebuild, enhancement, or re-permitting of certain outdoor advertising signs damaged or destroyed by an act of God".
4. Requires that any damaged outdoor advertising sign lawfully permitted on or after January 1, 2010, by an act of God, be considered a legal nonconforming sign and may be rebuilt, enhanced, or re-permitted.

The House Floor Amendments to the engrossed bill:

1. Remove a portion of provision that specified that an outdoor advertising sign damaged by an act of God will be considered a legal nonconforming sign.